

05-31-2002

Docket No.: 1038-1168 MIS

FORM PTO-1595 (Modified)
(Rev. 03-01)
OMB No. 0651-0027 (exp. 5/31/2002)
P08A/REV03



SHEET

U.S. DEPARTMENT OF COMMERCE

Patent and Trademark Office

102108429

Y

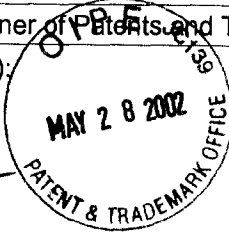
Resubmit

Tab settings → → → ▼

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):
Michel H. Klein
5-28-02

Additional names(s) of conveying party(ies) Yes No



2. Name and address of receiving party(ies):

Name: Aventis Pasteur Limited

Address: 1755 Steeles Avenue West

City: Toronto State/Prov.: Ontario

Country: Canada ZIP: M2R 3T4

Additional name(s) & address(es) Yes No

3. Nature of conveyance:

Assignment Merger

Security Agreement Change of Name

Other _____

Execution Date: 9th August 2001

4. Application number(s) or patent numbers(s):

If this document is being filed together with a new application, the execution date of the application is: _____

Patent Application No.	Filing date	B. Patent No.(s)
<u>09/868,177</u>	<u>November 23, 2001</u>	

Additional numbers Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Michael I. Stewart

Registration No. 24,973

Address: Sim & McBurney
6th Floor, 330 University Avenue

City: Toronto State/Prov.: Ontario

Country: Canada ZIP: M5G 1R7

6. Total number of applications and patents involved: **1**

7. Total fee (37 CFR 3.41):.....\$ 40.00

Enclosed - Any excess or insufficiency should be credited or debited to deposit account

Authorized to be charged to deposit account

8. Deposit account number: _____

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. Statement and signature.
To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Michael I. Stewart *Michael I. Stewart* May 24, 2002

Name of Person Signing Signature Date

Total number of pages including cover sheet, attachments, and **3**

Mail documents to be recorded with required cover sheet information to:
Commissioner of Patents & Trademarks, Box Assignments
Washington, D.C. 20231

PATENT
REEL: 012931 FRAME: 0349

03-06-2002



102003333

12-301

Tab settings → → →

To the Honorable Commissioner of Patents and Trademarks

attached original documents or copy thereof

1. Name of conveying party(ies):
**George A. Cates; Suryaprakash Sambhara; David Burt;
and Michel H. Klein**

2. Name and address of receiving party(ies):

Name: **Aventis Pasteur Limited**

Address: **1755 Steeles Avenue West**

City: **Toronto**

State/Prov.: **Ontario**

Country: **Canada**

ZIP: **M2R 3T4**

Additional name(s) & address(es)

Yes No

Additional names(s) of conveying party(ies) Yes No

3. Nature of conveyance:

- Assignment Merger
- Security Agreement Change of Name
- Other _____

Execution Date: **9th August 2001**

4. Application number(s) or patent numbers(s):

If this document is being filed together with a new application, the execution date of the application is: _____

Patent Application No.

Filing date

B. Patent No.(s)

09/868,177

November 23, 2001

Additional numbers

Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: **Michael I. Stewart**

Registration No. **24,973**

Address: **Sim & McBurney**

6th Floor, 330 University Avenue

12/05/2001 TDI A21 00000003 09868177

01 FC:581

40.00

City: **Toronto**

State/Prov.: **Ontario**

Country: **Canada**

ZIP: **M5G 1R7**

6. Total number of applications and patents involved: **1**

7. Total fee (37 CFR 3.41):.....\$ **40.00**

Enclosed - Any excess or insufficiency should be credited or debited to deposit account

Authorized to be charged to deposit account

8. Deposit account number:

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Michael I. Stewart

November 30, 2001

Name of Person Signing

Signature

Date

Total number of pages including cover sheet, attachments, and

3

ASSIGNMENT

WHEREAS, we, ~~George A. Cates; Suryaprakash Sambhara; David Burt;~~ and Michel H. Klein, citizens of Canada, residing respectively at ~~37 Pemberton Road, Richmond Hill, Ontario, Canada, L4C 3T5; 50 Harkness Circle, Markham, Ontario, Canada, L3S 1Y1; 47 Dakin Drive, Ajax, Ontario, Canada, L1T 2S2; and 16 Munro Blvd., Toronto, Ontario, Canada, M2P 1B9,~~ ^{54 Strathgowan Avenue, Toronto,} ~~Ontario, Canada M4N 1B9~~ have invented certain new and useful improvements in

MULTIVALENT IMMUNOGENIC COMPOSITION CONTAINING RSV SUBUNIT COMPOSITION AND INFLUENZA VIRUS PREPARATION, which is described and claimed in the specification submitted herewith and was filed as PCT International Application No. PCT/CA99/01194 on December 16, 1999, and

WHEREAS, we verily believe ourselves to be the original, first and co-inventors of the invention set forth in said application for Letters Patent; and

WHEREAS, AVENTIS PASTEUR LIMITED, a company organized and existing under the laws of the Province of Ontario, sometimes referred to as "said assignee" having a place of business at 1755 Steeles Avenue West, Toronto, Ontario, Canada, M2R 3T4, are desirous of acquiring the entire and exclusive right, title and interest in and to said invention, any and all patent applications which may be filed thereon, and any and all Letters Patent which may be granted or issued thereon in the United States and throughout the world, including any and all divisions, continuations, reissues and extensions of any of the foregoing;

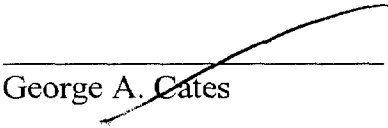
NOW, THEREFORE, in consideration of the sum of Ten Dollars (\$10.00), to us in hand paid by the said AVENTIS PASTEUR LIMITED, and other good and valuable consideration, receipt of which is hereby acknowledged, we, the said ~~George A. Cates; Suryaprakash Sambhara; David Burt;~~ and Michel H. Klein, have sold, assigned, transferred and set over and do hereby sell, assign, transfer and set over unto the said assignee, its successors and assigns, the entire and exclusive right, title and interest in and to said invention, patent applications and Letters Patent which may be granted or issued for said invention in the United States and throughout the world, including all divisions, continuations, reissues and extensions thereof and all international priority rights associated therewith all to be held by us had this assignment not been made, and we hereby authorize and request the Commissioner of Patents and Trademarks of the United States and the duly

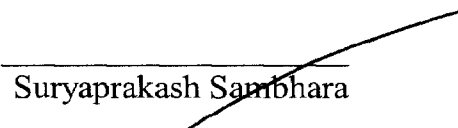
constituted authorities of all foreign countries of the world to issue all Letters Patent relating to the foregoing rights to said assignee, its successors and assigns;

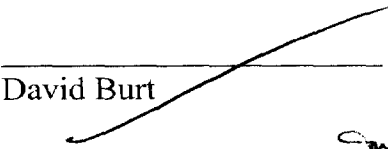
AND we further agree that we will promptly, upon request and without further compensation, do all lawful acts including the execution of all necessary documents, and the giving of testimony that in the opinion of the said assignee, its successors and assigns may be necessary or desirable for obtaining, sustaining, or reissuing United States and foreign Letters Patent relating to the foregoing assigned rights, and for perfecting, affirming, recording and maintaining the title of said assignee, its successors and assigns thereto, and that we will generally cooperate to the fullest extent in all matters pertaining to said invention and patents, and said assignee's title thereto.

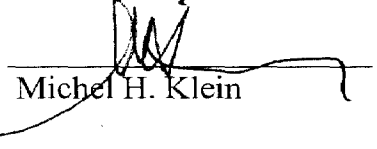
IN WITNESS WHEREOF, we have hereunto set our hands and seal this on

9th day of *August*, 2001.


George A. Cates


Suryaprakash Sambhara

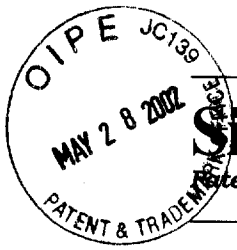

David Burt


Michel H. Klein

On this *9th* day of *August*, 2001, before me, the subscribers, personally appeared ~~George A. Cates; Suryaprakash Sambhara; David Burt;~~ and Michel H. Klein, to me known to be the same persons described in and who executed the foregoing instrument, and they acknowledged that they executed the same.


Notary Public

**CAROL ANN GILLIS, Notary Public, City of Toronto,
limited to the attestation of instruments and the
taking of affidavits for Aventis Pasteur Limited.
Expires January 21, 2003.**



Sim & McBurney

Patent and Trade Mark Agents

330 University Avenue
6th floor
Toronto, Canada
M5G 1R7

Telephone (416) 595-1155
Fax (416) 595-1163

MICHAEL I. STEWART
ROGER T. HUGHES, Q.C.
TONI POLSON ASHTON
JOHN H. WOODLEY
KENNETH D. MCKAY
TIMOTHY M. LOWMAN
STEPHEN M. LANE
ARTHUR B. RENAUD
STEPHEN J. PERRY
PATRICIA A. RAE
DAVID A. RUSTON
L.E. TRENT HORNE
LOLA A. BARTOSZEWICZ

THOMAS T. RIEDER
URSULA M. MCGUINNESS
LESLEY M. MORRISON
GEOFFREY B.C. DE KLEINE

SENIOR CONSULTANT
PETER W. MCBURNEY

TECHNICAL ASSISTANTS
KIMBERLY A. MCMANUS, Ph.D.
KAMLEH J. NICOLA, B. Sc. LL.B.
WENDY M. NOSS, B.A., LL.B.
COBY A. B. SCHNEIDER, B.A., LL.B.
M. MARK NG, M.Sc., LL.B.
MATTHEW D. POWELL, P. ENG.
MICHAEL S. COLUCCI, Ph.D.

Please Quote

Our ref. 1038-1168 MIS:sd

Your ref.

Writer's Ext. 239

E-mail: mistewart@sim-mcburney.com

May 24, 2002

VIA COURIER

The Commissioner of Patents
and Trademarks
Washington, D.C. 20231
U.S.A.

Dear Sirs:

RE: United States Patent Application No. 09/868,177
Applicant: George A. Cates et al.
Title: MULTIVALENT IMMUNOGENIC COMPOSITION
CONTAINING RSV SUBUNIT COMPOSITION AND INFLUENZA
VITRUS PREPARATION

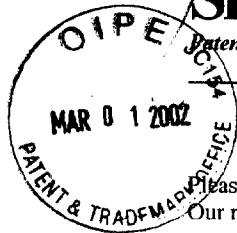
In response to your letter of April 26, 2002, concerning non-recordal of the assignment, enclosed herewith is a new cover sheet containing the identification of the sole assignor involved in the assignment document, along with a copy of the original papers, which it is requested now be recorded in the PTO.

Yours truly,

Michael I. Stewart
Registration No. 24,973

Enclosure(s)

D



Sim & McBurney

Patent and Trade-mark Agents

330 University Avenue
6th floor
Toronto, Canada
M5G 1R7

Telephone (416) 595-1155
Fax (416) 595-1163

MICHAEL I. STEWART
ROGER T. HUGHES, Q.C.
TONI POLSON ASHTON
JOHN H. WOODLEY
KENNETH D. MCKAY
TIMOTHY M. LOWMAN
STEPHEN M. LANE
ARTHUR B. RENAUD
STEPHEN J. PERRY
PATRICIA A. RAE
DAVID A. RUSTON
L.E. TRENT HORNE
LOLA A. BARTOSZEWICZ

THOMAS T. RIEDER
WARREN J. GALLOWAY
URSULA M. MCGUINNESS
ROBERT C. LIANG
ELIZABETH VALENTINA
LESLEY M. MORRISON
GEOFFREY B.C. DE KLEINE
SENIOR CONSULTANTS
PETER W. MCBURNEY
BRENDA L. BOARDMAN
TECHNICAL ASSISTANTS
KIMBERLY A. MCMANUS, Ph.D.
KAMLEH J. NICOLA, B. Sc. LL.B.
WENDY M. NOSS, B.A., LL.B.
GREGORY W. BANKS, LL.B.
COBY A. B. SCHNEIDER, B.A., LL.B.

Please Quote Our ref. 1038-1168 MIS:sd

Your ref.

Writer's Ext. 239

E-mail: mistewart@sim-mcburney.com

February 28, 2002

VIA COURIER

The Commissioner of Patents and Trademarks
Washington, D.C. 20231
U.S.A.

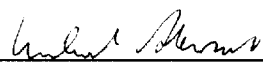
Dear Sirs:

RE: United States Patent Application No. 09/868,177
Applicant: George A. Cates et al.
Title: MULTIVALENT IMMUNOGENIC COMPOSITION
CONTAINING RSV SUBUNIT COMPOSITION AND INFLUENZA
VITRUS PREPARATION

We have received your Notice of Recordation document dated January 25, 2002 and a copy of which is enclosed.

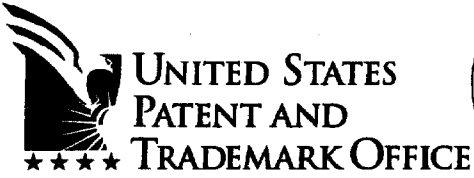
The indication of the reason for non-recordation was that the cover sheet for recording is not acceptable, in that an execution date must be indicated for each conveying party. The document in question is the assignment from Michel H. Klein to Aventis Pasteur, which was executed August 9, 2001. The execution date of this assignment clearly appears on the cover sheet. The only information which would appear to be missing with respect to the cover sheet is the date of filing of the application. This information has now been completed and the documentation is returned herewith for recordal.

Yours truly,



Michael I. Stewart
Registration No. 24,973

Enclosure(s)



1038-1168

APRIL 26, 2002

PTAS

SIM & MCBURNEY
MICHAEL I. STEWART
6TH FLOOR, 330 UNIVERSITY AVENUE
TORONTO, ONTARIO, CANADA M5G 1R7

Commissioner for Trademarks
Arlington, VA 22202-3513
www.uspto.gov



102003333A

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF NON-RECORDATION OF DOCUMENT

DOCUMENT ID NO.: 102003333

THE ENCLOSED DOCUMENT HAS BEEN EXAMINED AND FOUND NON-RECORDABLE BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. THE REASON(S) FOR NON-RECORDATION ARE STATED BELOW. DOCUMENTS BEING RESUBMITTED FOR RECORDATION MUST BE ACCOMPANIED BY A NEW COVER SHEET REFLECTING THE CORRECT INFORMATION TO BE RECORDED AND THE DOCUMENT ID NUMBER REFERENCED ABOVE.

THE ORIGINAL DATE OF FILING OF THIS ASSIGNMENT DOCUMENT WILL BE MAINTAINED IF RESUBMITTED WITH THE APPROPRIATE CORRECTION(S) WITHIN 30 DAYS FROM THE DATE OF THIS NOTICE AS OUTLINED UNDER 37 CFR 3.51. THE RESUBMITTED DOCUMENT MUST INCLUDE A STAMP WITH THE OFFICIAL DATE OF RECEIPT UNDER 37 CFR 3. APPLICANTS MAY USE THE CERTIFIED PROCEDURES UNDER 37 CFR 1.8 OR 1.10 FOR RESUBMISSION OF THE RETURNED PAPERS, IF THEY DESIRE TO HAVE THE BENEFIT OF THE DATE OF DEPOSIT IN THE UNITED STATES POSTAL SERVICE.

SEND DOCUMENTS TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231. IF YOU HAVE ANY QUESTIONS REGARDING THIS NOTICE, YOU MAY CONTACT THE INDIVIDUAL WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723.

- 1. CALLED AND LEFT MESSAGE ON SECRETARY'S VOICE MAIL. DOCUMENT MUST CONTAINED EXECUTION DATES AND SIGNATURES FOR THE NAMES LISTED ON COVER SHEETS.

KIMBERLY WHITE, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS



UNITED STATES
PATENT AND
TRADEMARK OFFICE

O I P E
J C I 3 9
MAR 0 1 2002
PATENT & TRADEMARK OFFICE

RECEIVED
FEB 1 2002
SIM & MCBURNEY
SIM, HUGHES, ASHTON & MCKAY

O I P E
J C I 3 9
MAY 2 8 2002
PATENT & TRADEMARK OFFICE

1038-1168

JANUARY 25, 2002

SIM & MCBURNEY
MICHAEL I. STEWART
6TH FLOOR, 330 UNIVERSITY AVENUE
TORONTO, ONTARIO
CANADA M5G 1R7

Under Secretary of Commerce For Intellectual Property and
Director of the United States Patent and Trademark Office
Washington, DC 20231
www.uspto.gov



101908324A

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF NON-RECORDATION OF DOCUMENT

DOCUMENT ID NO.: 101908324

THE ENCLOSED DOCUMENT HAS BEEN EXAMINED AND FOUND NON-RECORDABLE BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. THE REASON(S) FOR NON-RECORDATION ARE STATED BELOW. DOCUMENTS BEING RESUBMITTED FOR RECORDATION MUST BE ACCOMPANIED BY A NEW COVER SHEET REFLECTING THE CORRECT INFORMATION TO BE RECORDED AND THE DOCUMENT ID NUMBER REFERENCED ABOVE.

THE ORIGINAL DATE OF FILING OF THIS ASSIGNMENT DOCUMENT WILL BE MAINTAINED IF RESUBMITTED WITH THE APPROPRIATE CORRECTION(S) WITHIN 30 DAYS FROM THE DATE OF THIS NOTICE AS OUTLINED UNDER 37 CFR 3.51. THE RESUBMITTED DOCUMENT MUST INCLUDE A STAMP WITH THE OFFICIAL DATE OF RECEIPT UNDER 37 CFR 3. APPLICANTS MAY USE THE CERTIFIED PROCEDURES UNDER 37 CFR 1.8 OR 1.10 FOR RESUBMISSION OF THE RETURNED PAPERS, IF THEY DESIRE TO HAVE THE BENEFIT OF THE DATE OF DEPOSIT IN THE UNITED STATES POSTAL SERVICE.

SEND DOCUMENTS TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231. IF YOU HAVE ANY QUESTIONS REGARDING THIS NOTICE, YOU MAY CONTACT THE INDIVIDUAL WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723.

1. THE COVER SHEET SUBMITTED FOR RECORDING IS NOT ACCEPTABLE. AN EXECUTION DATE MUST BE INDICATED FOR EACH CONVEYING PARTY.

PAULA MCCRAY, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS